



01-17-07

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PTO/SB/30 (08-00)

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/857,821
Filing Date	September 10, 2001
First Named Inventor	Siegfried BRUENLE
Group Art Unit	2616
Examiner Name	D. Ho
Attorney Docket Number	P/62933/Manitz

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**a. ☒ Previously submitted

- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on November 8, 2006
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____

b. ☐ Enclosed

- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17 (i) required).
- b. ☒ Other Petition is hereby made for a three-month extension of the period to respond to the outstanding Official Action to January 25, 2007. A check in the amount of \$900.00, as the Petition fee, which is the difference between the three month fee and the already paid one month fee of \$120.00, is enclosed herewith.

3. **Fees**

The RCE fee under 37 C.F.R. § 1.17 (e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the fees required (\$1,690.00) and any deficiency or credit any overpayments, to Deposit Account No. 11-1145

- i. ☒ RCE fee required under 37 C.F.R. § 1.17 (e) (\$790.00) 01/18/2007 AWONDAF1 00000029 111145 09857821
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) (\$900.00) 01 FC:1801 790.00 DA
- iii. ☐ Other _____ 02 FC:1253 900.00 DA

b. ☐ Check in the amount of \$0.00 enclosedc. ☐ Payment by credit card (Form PTO-2038 enclosed)**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Martin W. Schiffmiller	Registration No. (Attorney/Agent)	30,421
Signature	<i>Martin W. Schiffmiller</i>	Date	January 16, 2007

CERTIFICATE OF MAILING OR TRANSMISSIONI hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail No. EV 889 672 832 US in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on _____

Name (Print/Type)	Lori G. Witkin	Date	January 16, 2007
Signature	<i>Lori G. Witkin</i>		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.